

EXHIBIT F

1
2 UNITED STATES DISTRICT COURT
3 SOUTHERN DISTRICT OF NEW YORK
4 Docket No. 16-cv-02615 (VEC)

5 - - - - -x

6 JOSEPH AJALA and ABIGAIL AJALA,
7 Plaintiffs,

8 -against-

9 W.M. BARR & COMPANY and HOME DEPOT
10 U.S.A., INC.,

Defendants.

11 - - - - -x

410 East Jericho Turnpike
12 Mineola, New York
13 December 15, 2016
4:41 p.m.

14
15
16 DEPOSITION of JOHN O. AJALA, a Non
17 Party Witness in the above-entitled
18 action, held at the above time and place,
19 taken before Susan C. Bartlett, a
20 Shorthand Reporter and Notary Public of
21 the State of New York, pursuant to the
22 Federal Rules of Civil Procedure,
23 agreement and stipulations between
24 Counsel.

25 * * *

1 A.O. Ajala

2 explain?

3 Q. An electric stove is what I
4 would refer to as having -- have you seen
5 a stove that has coils on top of the
6 burners?

7 A. Yes.

8 Q. They get red hot when you turn
9 them on?

10 A. Yes.

11 Q. There is no flame shooting up?

12 A. Yes.

13 Q. Other stoves have some kind of
14 flame that comes up.

15 A. Okay. Then it would be a gas
16 stove.

17 Q. Do you know one way or the other
18 whether or not that gas stove that was in
19 the room at the time of your dad's fire
20 was what they call an electric ignition or
21 a standing pilot? Do you know what I mean
22 by that?

23 A. Yes. I don't believe -- it's
24 not a standing pilot because I know that's
25 what we have in our home. I know it's not

1 A.O. Ajala

2 a standing pilot.

3 Q. You are saying the home you
4 currently live in?

5 A. Yes, the home I currently live
6 in.

7 Q. That has a standing pilot?

8 A. Yes.

9 Q. To make sure we are on the same
10 page, it has have a pilot light and if it
11 goes out, you start to smell gas?

12 A. Yes, that's what we have in our
13 current house.

14 Q. As opposed to a stove that has
15 an electronic source that provides a spark
16 that lights the gas?

17 A. Yes.

18 Q. That is what I am referring to
19 as an electronic ignition.

20 A. No, it was not a pilot because
21 that's what we have.

22 Q. It was not a pilot?

23 A. No.

24 Q. Did you have any involvement in
25 either the decision or the physical

1 A.O. Ajala

2 really -- yeah.

3 Q. You're not sure?

4 A. Yeah, I'm not sure.

5 Q. What kind of time did you spend
6 over the years that your parents owned
7 that home at the Schieffelin Avenue home?

8 A. Just cleaning up whenever a new
9 tenant would move in, things like that,
10 miscellaneous clean up in the yard,
11 shoveling snow.

12 Q. So you were familiar with the
13 layout of it and what was in there?

14 A. Somewhat, yes.

15 Q. Your dad had several sets of
16 tenants that he had over the years. I'm
17 not going to try to get the names, but he
18 mentioned three sets in particular.

19 He also mentioned at one point
20 that you may have spent some time living
21 there?

22 A. Yes.

23 Q. During what period of time did
24 you actually live in that home?

25 A. This was in 2012, I believe.